

Office Action Summary

Application No.

08/833095

Applicant(s)

JONES et al.

Examiner

PHUOC TRAN

Group Art Unit

2721

—The MAILING DATE of this communication appears on the cover sheet beneath the correspondence address—

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If the period for reply specified above is less than thirty (30) days, a reply within the statutory minimum of thirty (30) days will be considered timely.
- If NO period for reply is specified above, such period shall, by default, expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133).

Status

- ☒ Responsive to communication(s) filed on 6/4/98
- ☐ This action is **FINAL**.
- ☐ Since this application is in condition for allowance except for formal matters, **prosecution as to the merits is closed** in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11; 453 O.G. 213.

Disposition of Claims

- ☒ Claim(s) 1-23 is/are pending in the application.
Of the above claim(s) _____ is/are withdrawn from consideration.
- ☒ Claim(s) 8-22 is/are allowed.
- ☒ Claim(s) 1-7, 23 is/are rejected.
- ☐ Claim(s) _____ is/are objected to.
- ☐ Claim(s) _____ are subject to restriction or election requirement.

Application Papers

- ☐ See the attached Notice of Draftsperson's Patent Drawing Review, PTO-948.
- ☐ The proposed drawing correction, filed on _____ is ☐ approved ☐ disapproved.
- ☐ The drawing(s) filed on _____ is/are objected to by the Examiner.
- ☐ The specification is objected to by the Examiner.
- ☐ The oath or declaration is objected to by the Examiner.

Priority under 35 U.S.C. § 119 (a)-(d)

- ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d).
 - ☐ All ☐ Some* ☐ None of the CERTIFIED copies of the priority documents have been received.
 - ☐ received in Application No. (Series Code/Serial Number) _____
 - ☐ received in this national stage application from the International Bureau (PCT Rule 1.7.2(a)).

*Certified copies not received: _____

Attachment(s)

- ☐ Information Disclosure Statement(s), PTO-1449, Paper No(s). _____
- ☐ Interview Summary, PTO-413
- ☐ Notice of Reference(s) Cited, PTO-892
- ☐ Notice of Informal Patent Application, PTO-152
- ☐ Notice of Draftsperson's Patent Drawing Review, PTO-948
- ☐ Other _____

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1. The declaration under 37 CFR 1.132 filed on 6/4/98 is sufficient to overcome the rejection of claims 1-7 based upon "Description of Toshiba-Mosler CF-420 Device" in view of "CPS 1200 - CURRENCY SYSTEMS INTERNATIONAL, INC".

2. Applicants' arguments filed on 6/4/98 have been considered but are moot in view of the new ground(s) of rejection.

3. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

4. Claims 1-7, 23 are rejected under 35 U.S.C. 103(a) as being unpatentable over "Description of Toshiba-Mosler CF-420 Device" in view of Cargill et al [U. S. Patent No. 5,430,664] cited by Applicants.

Regarding claims 1-2, 4-7, "Description of Toshiba-Mosler CF-420 Device" discloses all the claim limitations except for transporting bills at a rate in excess of 800 bills per minutes. Cargill et al teaches a transport mechanism which can transport currency bills at a speed of about 1200 bills per minute (see col. 11, lines 62-64). It would have been obvious to one of ordinary skill in the art at the time of the invention was made to employ the transport mechanism as taught

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by Cargill et al in order to achieve a speed of the order of 1200 bills per minute as indicated by Cargill et al.

Regarding claims 3 and 23, the currency counter model in "Description of Toshiba-Mosler CF-420 Device" does not have six output receptacles and the size as recited in claims 3 and 23. However, adding additional output receptacles and changing the size the currency counter model in "Description of Toshiba-Mosler CF-420 Device" would have been an obvious matter of design choice.

5. Claims 8-22 are allowed.

6. Since allowable subject matter has been indicated, applicant is encouraged to submit formal drawings in response to this Office action. The early submission of formal drawings will permit the Office to review the drawings for acceptability and to resolve any informalities remaining therein before the application is passed to issue. This will avoid possible delays in the issue process.

7. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Phuoc Tran whose telephone number is (703) 305-4861.

Any inquiry of a general nature or relating to the status of this application or proceeding should be directed to the receptionist whose telephone number is (703) 305-3900.

Phuoc Tran
PHUOC TRAN
PATENT EXAMINER